

**SUPREME COURT MINUTES
FRIDAY, FEBRUARY 17, 2006
SAN FRANCISCO, CALIFORNIA**

S140566

B179695 Second Appellate District,
Division Seven

PEOPLE v. CAMPBELL (LEON)

Petition ordered withdrawn

Appellant's request to withdraw the petition for review, filed February 15, 2006, is granted.

S030553

PEOPLE v. WILLIAMS (GEORGE)

Extension of time granted

to April 17, 2006, to file the appellant's reply brief. After that date, only two further extensions totaling about 75 additional days will be granted. Extension is granted based upon counsel Daniel N. Abrahamson's representation that he anticipates filing that brief by the end of June 2006.

S058472

PEOPLE v. BENNETT (ERIC WAYNE)

Extension of time granted

to April 20, 2006, to file the respondent's brief. After that date, only one further extension totaling about 11 additional days will be granted. Extension is granted based upon Deputy Attorney General Annie Featherman Fraser's representation that she anticipates filing that brief by May 1, 2006.

S059653

PEOPLE v. MILLS (JEFFERY JON)

Extension of time granted

to April 21, 2006, to file the appellant's opening brief. After that date, no further extension will be granted. Extension is granted based upon counsel James M. Fahey's representation that he anticipates filing that brief by April 21, 2006.

S067519

PEOPLE v. THOMAS (KEITH)

Extension of time granted

to April 18, 2006, to file the appellant's opening brief. After that date, only five further extensions totaling about 255 additional days will be granted. Extension is granted based upon counsel David Joseph Macher's representation that he anticipates filing that brief by December 31, 2006.

S076339

PEOPLE v. GRIMES (GARY L.)

Extension of time granted

to April 14, 2006, to file the appellant's opening brief. The court anticipates that after that date, only eight further extensions totaling about 480 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S078404

PEOPLE v. BRADY (ROGER H.)

Extension of time granted

to February 28, 2006, to file the appellant's opening brief. After that date, no further extension will be granted. Extension is granted based upon counsel Susan K. Marr's representation that she anticipates filing that brief by February 28, 2006.

S082776

PEOPLE v. REED (ENNIS)

Extension of time granted

to April 14, 2006, to file the appellant's opening brief. After that date, only one further extension totaling about 50 additional days are contemplated. Extension is granted based upon counsel Gail Harper's representation that she anticipates filing that brief by June 5, 2006.

S090499

PEOPLE v. LIVINGSTON (DAVID J.)

Extension of time granted

to April 14, 2006, to file appellant's opening brief.

S093235

PEOPLE v. JOHNSON (JERROLD)

Extension of time granted

to April 18, 2006, to file appellant's opening brief.

S136487

DEMETRULIAS (GREGORY) ON H.C.

Extension of time granted

to April 25, 2006, to file the informal response to the petition for writ of habeas corpus. After that date, no further extension is contemplated. Extension is granted based upon Deputy Attorney General Teresa Torreblanca's representation that she anticipates filing that document by April 25, 2006.

S137137

B173851 Second Appellate District,
Division Eight

PEOPLE v. LEON

Extension of time granted

on application of respondent and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to March 16, 2006. No further extensions of time are contemplated.

S126780

C047231 Third Appellate District

CALIFORNIANS FOR AN OPEN PRIMARY v.

MCPHERSON (LEGISLATURE OF STATE OF CA)

Request for judicial notice granted

The requests for judicial notice filed by the Legislature on October 8, 2004, and February 16, 2005, are granted.

S115929**MILNER ON DISCIPLINE**

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **DENNIS VANCE MILNER**, State Bar No. 113464, is suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including actual suspension for one year. Respondent is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Credit toward the period of actual suspension will be given for the period of involuntary inactive enrollment which commenced on December 9, 2005, (Bus. & Prof. Code, § 6007(d)(3)). Costs are awarded to the State Bar in accordance with Business and Professions Code § 6086.10 and are enforceable both as provided in Business and Professions Code § 6140.7 and as a money judgment. *See Business and Professions Code § 6126, subdivision (c).

S132087**GARRETT ON DISCIPLINE**

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **ANN TAYLOR GARRETT**, State Bar No. 70923, is suspended from the practice of law for two years and until she makes specified restitution as set forth more fully below, that execution of the suspension be stayed, and that she be placed on probation for two years subject to the conditions of probation, including actual suspension for six months and until she makes restitution to Wendy LaRue (or the Client

Security Fund, if appropriate) in the amount of \$500 plus 10 percent interest per annum from December 31, 2001, and furnishes satisfactory proof thereof to the Office of Probation of the State Bar. Ann Taylor Garrett is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* If Ann Taylor Garrett is actually suspended for two years or more, she must remain actually suspended until she provides proof to the satisfaction of the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. Credit toward the period of actual suspension will be given for the period of involuntary inactive enrollment which commenced on November 19, 2005, (Bus. & Prof. Code, § 6007(d)(3)). Costs are awarded to the State Bar in accordance with Business and Professions Code § 6086.10 and payable in accordance with Business and Professions Code § 6140.7.

*See Business and Professions Code § 6126, subdivision (c).

S139492

SARGENT ON DISCIPLINE

Recommended discipline imposed

It is ordered that **LAWRENCE E. SARGENT**, State Bar No. 134604, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on October 25, 2005. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891,

fn. 8.) Costs are awarded to the State Bar and one-half of said costs must be added to and become part of the membership fees for the years 2007 and 2008. (Bus. & Prof. Code § 6086.10.)

S139507

TURNER ON DISCIPLINE

Recommended discipline imposed

It is ordered that **JANIS LOUISE TURNER**, State Bar No. 79217, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that she be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on October 26, 2005, as modified by its order filed on November 28, 2005. Costs are awarded to the State Bar, and one-half of those costs must be added to and made a part of Turner's annual State Bar membership fees for the years 2007 and 2008. (Bus. & Prof. Code, § 6086.10.)

S139513

BERNAL ON DISCIPLINE

Recommended discipline imposed

It is ordered that **JOSEPH ARTHUR BERNAL**, State Bar No. 119448, be suspended from the practice of law for nine months, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on October 25, 2005. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code § 6086.10 and payable in equal installments for membership years 2007 and 2008.

A112941 First Appellate District

MCM CONSTRUCTION v. WORKERS'
COMPENSATION APPEALS BOARD and JOHN
LYMAN
Transferred to the Court of Appeal, Third Appellate
District.

C051826 Third Appellate District

GARY AYLWORTH v. WORKERS'
COMPENSATION APPEALS BOARD et al.
Recommended discipline imposed

Transferred to the Court of Appeal, First
Appellate District.

4186

IN THE MATTER OF THE APPLICATION OF THE
COMMITTEE OF BAR EXAMINERS OF THE
STATE BAR OF CALIFORNIA FOR ADMISSION OF
ATTORNEYS

The written motion on the Committee of Bar
Examiners that the following named applicants,
who have fulfilled the requirements for
admission to practice hereby granted, with
permission to the applicants to take the oath
before a competent officer at another time and
place:

(SEE ATTACHED LIST OF NAMES IN THE
ORIGINAL ORDER.)

991703-06

THE HONORABLE PAUL R. HAERLE,
Associate Justice of the Court of Appeal, First
Appellate, District Two, is hereby assigned to
assist the Supreme Court, as a justice thereof, on
February 17, 2006, and until completion and
disposition of all causes and matters submitted
pursuant to this assignment including, if
necessary by reason of a vacancy or
disqualification of a Supreme Court justice,
petitions for rehearing arising out of such causes
and matters.

Dated: February 17, 2006